

Legal Basis of Gender Equality in the Family

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ABSTRACT

This article talks about the family, its role and importance in society. In addition, issues of gender equality, problems and solutions in this area, views on gender equality in the family are described. Also, the full provision of gender equality in the family and the problems that arise in it, as well as their legal justification and solutions are mentioned.

Keywords: Civilization; Patriotism; Stress; Code; Training; Mentality; Platform; Strategy; Feminism; Gender equality.

1. Introduction

Even before the emergence of states, societies appeared in the world we know. Their foundation was formed by families, which are an important social unit. From this we can know that the family is the main foundation and important part of the society. Development and progress, which form the basis of civilizations, first occur on the basis of families. Every part of the social unit is of great importance. Ensuring freedom of thought and equality among them has become an especially important task today.

In the international arena, the number of social states and countries implementing reforms to ensure the well-being of society is increasing. At the same time, they are ensuring gender equality in the relationship between men and women in society and within the family, and this is also being legalized. In addition, Uzbekistan is also paying serious attention to this issue, as it is declared a social state in the newly revised Constitution.

2. Discussion

First of all, if we define the concept of family, the family is a social group, that is, a group connected by kinship ties. Also, the family is the main institution for children's socialization. When it comes to the main social tasks of the family, the following can be said: to continue the human race, to raise children, and to improve the living conditions of family members. Speaking of the family, now it is appropriate to dwell on its legal foundations. If we take Uzbekistan as an example, Article 76 of the Constitution of the Republic includes thoughts about the family: "The family is the main link of society, and it is under the protection of society and the state. Marriage is based on the traditional family values of the people of Uzbekistan, voluntary consent and equal rights of the spouses" [1].

So, since it is known that the family is the main social structure, we can consider its order and structure. We know that in family values, the elders of the family, that is, parents, always support the young generation from all sides, both materially and spiritually. Later, the tasks are exchanged, and the children are responsible for their parents.

"At present the dominant form of the family group consists of two spouses and the children they have produced or adopted. The law, therefore, is concerned mainly with the rights of the couple and their children and the duties of

the couple to the children and to each other. In a strictly monogamous society, for example, the law will forbid a person to be married to more than one other person at the same time, while in other societies it will regulate the number of wives a man may simultaneously have (as Islamic law does)” [2].

Traditionally, family law has not concerned itself much with unions that are not commenced by legal marriage, though some systems of law have permitted the recognition of a “natural” child by a father for purposes such as inheritance and support.

Family plays an important role in the socialization of every person. Every value formed in a person starts from the family, that's why the family is very important. In the family, patriotism, which is accepted by many people, is the priority. That is, the head of the family is the father, who is responsible for all family members and takes on the financial support. It should also be mentioned that in today's era, ensuring gender equality is an important and priority task, and the penetration of this concept into society and the family is accelerating. Naturally, it is not easy to accept this in societies dominated by patriotism. But it is necessary to recognize the place of the mother in the education of the young generation and in the spiritual support of the whole family.

The role of each member in the family is important, and everyone can express their opinion freely, which helps to create a correct and fair society. If we cite the Family Code of the Republic of Uzbekistan as an example, Article 2 of it deals with equality. “Article 2. Equality of men and women in family relations - Regulation of family relations is the voluntary union of a man and a woman in marriage, equality of personal and property rights of husband and wife, resolution of internal family issues by mutual agreement, upbringing of children in the family, their well-being based on the principles of taking care of life and maturity, protecting the rights and interests of minors and incapacitated family members will be increased” [3].

Why is equality so important? What is needed to form equality in the family? It is natural that questions arise. But we do not take into account that ensuring equal social relations between family members and parents is ensuring social justice. “From cooking and cleaning, to fetching water and firewood or taking care of children and the elderly, women carry out at least three times more unpaid household and care work than men. As a result, thousands of women and girls miss out on equal opportunities to attend school, engage in paid work, or enjoy leisure time” [4].

However, men also work day and night for their families. During this period, they go through a lot of stress. Given this, what is required at this time is not gender supremacy, but gender equality. As a matter of fact, if the husband and wife can understand each other and respect each other in the family, everything will be in its place.

Today, trainings are held by international organizations in various countries to study family situations, identify problems and find solutions. In Kyrgyzstan, under the Spotlight Initiative, UN Women is working to change social norms in and outside of homes through community trainings and awareness-raising.

According to the information found on the basis of such studies, expanding the economic opportunities of women opens a wide path in both eradicating poverty and ensuring gender equality. In any field, both in enterprises and farms, as entrepreneurs and as workers, women bring great benefits to the economy and make a great contribution to development. However, it should also be recognized that for many women, inequality at home and lack of support at home is a major obstacle to realizing their full potential.

From many points of view, mainly in the Eastern mentality, there are beliefs that a man is the head of every family, and a woman should be one step below him. But even then, there is no permission to violate women's rights or to look them down. On the contrary, both in the Eastern mentality and in the Islamic world, the female race is glorified. Paying respect to them and honoring them is an important task. However, we are now often faced with cases of women suffering without paying attention to the above.

3. Results

Women are very resilient and a source of indomitable will. They give themselves to their families and draw strength from them. They put family first. However, this does not mean that they can do nothing but housework and raising children. Women can also be involved in politics. With this in mind, many countries have special platforms, directions or strategies for women within political parties, which serve to ensure gender equality.

In some countries, women's parties have even been established. "...In Iceland, Sweden, India, Philippines, such parties are achieving success in ensuring gender equality (Gabriella - Women's Party 2008 (Flippin), Sweden 2006, Feminist Initiatives Party)" [5].

Women can express themselves not only in this field, but in all fields. Studies also show that women are not inferior to men in terms of mental development. According to statistics, today, especially in families, the desire to create sufficient educational conditions for all their children has increased. Before, it was generally considered that a girl child does not need education. However, it was not taken into account that the development of society is in the hands of women, who are the main people who raise children. We should also pay serious attention to the fact that some people in society still discriminate against women and look down on their place in the family. In order to fight against these situations, the government should protect the family and motherhood.

In the legislation of the Republic of Uzbekistan, in particular, in the Constitution itself, a separate chapter on the family is included. Chapter XIV of the Constitution of the Republic of Uzbekistan is called Family, Children and Youth. Article 78 of this chapter reads as follows: "Children are equal before the law, regardless of the lineage and civil status of their parents. It is the responsibility of the state to ensure and protect the rights, freedoms and legal interests of the child, to create the best conditions for his full physical, mental and cultural development. Motherhood, fatherhood and childhood are protected by the state. The state and society take care of the formation of loyalty to national and universal values, pride in the country and the rich cultural heritage of the people, patriotism and love for the Motherland in children and youth" [6].

4. Conclusion

To give a brief summary, today, in the era of globalization, in which civilizations are trying to survive, preserving and protecting family values is a very urgent issue. But at the same time, one more thing should be taken into account: everything will improve over time. Naturally, the family also goes through the process of improvement. The situation began to change when concepts such as social justice and gender equality entered societies where the spirit of patriotism prevailed. It was a process that had to happen. Because treating a woman like an object is a big mistake. Even in history, there are examples that are not compatible with humanity at all. For example, in India

before the rule of the Baburites, the burning of women with dead husbands together with their husbands is a violation of human rights and can be called one of the most terrible inhuman acts.

Fortunately, until today, social, democratic societies have been established and solutions to problems are being found. True, we are not without some shortcomings in the issues of ensuring full gender equality in society and in the family. But our goal is not to suddenly interfere with the family mentality with a serious blow, but to bring mutual respect and feelings of responsibility for each other and equality in this relationship system, and we will achieve this together!

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Consent for publication

The author declares that he/she consented to the publication of this study.

Authors' contributions

Author's independent contribution.

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